

Amendments to Senate Bill No. 433  
1st Reading Copy

Requested by Senator Kelly Gebhardt

For the Senate Local Government Committee

Prepared by Leanne Heisel  
February 18, 2009 (1:52pm)

1. Page 3, lines 18 and 19.

**Strike:** "documentation" on line 18 through "mail" on line 19

**Insert:** "a list of property owners within one-half mile of the proposed opencut operation and documentation that public notice was provided, pursuant to subsection (3), to those owners"

2. Page 4, line 7.

**Strike:** "either"

**Following:** "request"

**Insert:** "."

**Strike:** "or"

**Insert:** "The department shall hold a public meeting"

3. Page 4, line 10.

**Strike:** "public notice and a"

4. Page 5, line 6.

**Following:** "(2)"

**Insert:** "and contains a plan of operation that meets the requirements of 82-4-434"

5. Page 5, line 21.

**Following:** "(8)."

**Insert:** "Amendment applications for increases in permitted acreage must comply with subsections (1) through (8)."

6. Page 5, lines 25 and 26.

**Following:** "if" on line 25

**Strike:** ":",

**Strike:** "(a)" on line 26

7. Page 5, lines 27 and 28.

**Following:** "not" on line 27

**Insert:** "adequately"

**Strike:** "; and" on line 27 through "years" on line 28

8. Page 6, line 8.  
**Following:** "both of"  
**Insert:** "the"

9. Page 6.  
**Following:** line 10  
**Insert:** "(d) The department shall prepare an environmental  
assessment pursuant to Title 75, chapter 1, parts 1 and 2,  
within the timeframes provided in 82-4-432(8)."  
**Renumber:** subsequent subsection

10. Page 6, line 19.  
**Strike:** "[Sections"  
**Insert:** "(1) Except as provided in subsection (2), [sections"

11. Page 6.  
**Following:** line 20  
**Insert:** "(2) [Section 5(8)(a)(iv)] applies to applications  
pending on or submitted after [the effective date of this  
act]."

- END -